

Winston & Strawn LLP  
333 South Grand Avenue  
Los Angeles, CA 90071-1543

Michael S. Elkin (admitted *pro hac vice*)  
Thomas P. Lane (admitted *pro hac vice*)

**WINSTON & STRAWN LLP**

200 Park Avenue  
New York, New York 10166  
melkin@winston.com  
tlane@winston.com  
(212) 294-6700 (Telephone)  
(212) 294-4700 (Facsimile)

Rebecca Lawlor Calkins SBN 195593  
Erin R. Ranahan SBN 235286

**WINSTON & STRAWN LLP**

333 South Grand Avenue, 38th Floor  
Los Angeles, CA 90071  
rcalkins@winston.com  
eranahan@winston.com  
(213) 615-1700 (Telephone)  
(213) 615-1750 (Facsimile)

Andrew P. Bridges SBN 122761  
Jennifer A. Golinveaux SBN 203056

**WINSTON & STRAWN LLP**

101 California Street  
San Francisco, CA 94111  
(415) 591-1506 (Telephone)  
(415) 591-1400 (Facsimile)

Attorneys for Defendants/Counterclaimants

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA**

**SAN JOSE DIVISION**

GRATEFUL DEAD PRODUCTIONS, a )  
California corporation, CADESTANSA LLC, a )  
limited liability company on behalf of CARLOS )  
SANTANA, an individual, JIMMY PAGE, an )  
individual, ROBERT PLANT, an individual, )  
JOHN PAUL JONES, an individual, )  
RAYMOND MANZAREK, an individual, )  
ROBBY KRIEGER, an individual, JOHN )  
DENSMORE, an individual, PEARL )  
COURSON, an individual, and GEORGE )  
MORRISON, an individual, FANTALITY )  
CORP., a Colorado corporation, SONY BMG )  
MUSIC ENTERTAINMENT, a Delaware )  
general partnership, BMG MUSIC, a New York )  
partnership, and ARISTA RECORDS, a )  
Delaware LLC, )

Case No. 06-07727 (JW PVT)

**JOINT STIPULATION AND ~~PROPOSED~~  
ORDER TO EXTEND DEADLINE FOR  
SETTLING PARTIES TO RESPOND TO  
CERTAIN DISCOVERY FROM  
AUGUST 22, 2008 TO OCTOBER 27, 2008**

Second Amended Complaint Filed:  
October 18, 2007

Plaintiffs,

**WILLIAM E. SAGAN, an individual,  
NORTON LLC, a limited liability company,  
and BILL GRAHAM ARCHIVES LLC, d/b/a  
WOLFGANG'S VAULT, a limited liability  
company,**

NORTON LLC, a limited liability company, BILL GRAHAM ARCHIVES LLC, d/b/a WOLFGANG'S VAULT, a limited liability company, and WILLIAM E. SAGAN, an individual,

GRATEFUL DEAD PRODUCTIONS, a California corporation, CADESTANSA LLC, a limited liability company on behalf of CARLOS SANTANA, an individual, JIMMY PAGE, an individual, ROBERT PLANT, an individual, JOHN PAUL JONES, an individual, RAYMOND MANZAREK, an individual, ROBBY KRIEGER, an individual, JOHN DENSMORE, an individual, PEARL COURSON, an individual, GEORGE MORRISON, an individual, FANTALITY CORP., a Colorado corporation, SONY BMG MUSIC ENTERTAINMENT, a Delaware general partnership, BMG MUSIC, a New York partnership, and ARISTA RECORDS, a Delaware LLC, ROBERT WEIR, an individual, WARNER MUSIC GROUP CORP., a Delaware corporation, RHINO ENTERTAINMENT, its subsidiary, and BRAVADO INTERNATIONAL GROUP, INC., a California corporation,

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WHEREAS on or about November 20, 2007, all parties to this matter filed a Stipulation and Order to Stay Case Until April 1, 2008 to Allow Parties to Devote Time and Energy to Mediate Dispute (Docket No. 165);

WHEREAS on or about December 7, 2007, the Court made the parties' Stipulation the Order of the Court, as modified (Docket No. 174);

WHEREAS on February 20, 2008 and February 21, 2008, in compliance with the Stipulation and Order, the parties engaged in two full days of private mediation with Antonio C. Piazza in San Francisco, California;

WHEREAS the parties made substantial progress at the February 2008 mediation, however they did not finalize the mediation process;

WHEREAS on or about April 1, 2008, all parties to this matter filed a Stipulation and Order to Continue Stay of Case until June 2, 2008 to Allow Parties to Devote Additional Time and Energy to Mediate Dispute (Docket No. 175);

WHEREAS on or about April 9, 2008, the Court made the parties' Stipulation the Order of the Court, as modified (Docket No. 176);

WHEREAS, among other things, the April 9, 2008 Stipulation and Order (Docket No. 176) includes the following deadlines which this Court has since extended until August 22, 2008 (Docket No. 180, 194):

1. Plaintiffs to produce and/or serve all documents that they have previously agreed to produce in response to Defendants' Requests for Production;
2. Defendants to produce and/or serve all documents, things, letters, audio and audiovisual recordings and written discovery responses required by Judge Trumbull's November 2, 2007 Order;
3. Parties to serve any other currently outstanding discovery items for which a deadline is imposed by the Federal Rules of Civil Procedure (e.g., changes to deposition transcripts);

1 WHEREAS on August 20, 2008, the parties engaged in a third full day of private mediation  
2 with Antonio C. Piazza in San Francisco, California;

3 WHEREAS on August 20, 2008, plaintiffs Sony BMG Music Entertainment, BMG Music,  
4 and Arista Records (the "Sony Plaintiffs") on the one hand, and defendants William E. Sagan,  
5 Norton LLC, and Bill Graham Archives LLC ("Defendants") on the other hand, resolved in principle  
6 all claims asserted by the Sony Plaintiffs (and artists signed to the Sony Plaintiffs as represented by  
7 Cadestansa LLC on behalf of Carlos Santana and Fantality Corp.), and Raymond Manzarek, Robby  
8 Krieger, John Densmore, Pearl Courson and George Morrison (collectively, "the Doors Parties") as  
9 against Defendants, and all Counterclaims asserted by Defendants as against the Sony Plaintiffs,  
10 Cadestansa LLC and Fantality;

11 WHEREAS, all Plaintiffs asserting claims regarding merchandise and Defendants also  
12 previously resolved in principle all of the claims in this action regarding merchandise and are very  
13 close to finalizing the written settlement agreements regarding such claims;

14 WHEREAS the Sony Plaintiffs, Cadestansa LLC, Fantality Corp., the Doors Parties, the  
15 Plaintiffs asserting merchandise claims and Defendants ("Settling Parties") desire an additional,  
16 reasonable period of time in which to devote their energies toward finalizing and documenting these  
17 settlements, rather than engaging in costly and time consuming discovery practice;

18 WHEREAS it is HEREBY STIPULATED AND AGREED, by the parties through their  
19 respective counsel, and subject to the approval of this Court, that the deadline for the Settling Parties  
20 to complete any tasks set forth in enumerated items 1 to 3 above that relates to the claims or defenses  
21 of the Settling Parties concerning (1) Plaintiffs' merchandise claims; (2) the claims asserted by the  
22 Sony Plaintiffs, Cadestansa LLC, Fantality Corp. and the Doors Parties and the Counterclaims  
23 asserted by Defendants regarding sound recordings related to the Sony Plaintiffs, Cadestansa LLC,  
24 Fantality Corp. and the Doors Parties; and (3) the Counterclaims asserted by Defendants, to the  
25 extent not covered by categories (1) and (2) above and then solely as those Counterclaims relate to  
26 Counterclaims Defendants other than Grateful Dead Productions, Jimmy Page, Robert Plant, John  
27 Paul Jones, Warner Music Group Corp. and Rhino Entertainment, shall be extended from August 22,  
28 2008 to October 27, 2008.

Pursuant to Local Rule 6-2(a), other time modifications that have been entered in this case are set forth in the supporting Declaration of Rebecca Lawlor Calkins, filed concurrently herewith.

Executed this 22 day of August, 2008, at Los Angeles, California.

GIBSON, DUNN & CRUTCHER LLP

WINSTON & STRAWN LLP

By: /s/ S. Ashlie Beringer  
 Jeffrey H. Reeves  
 S. Ashlie Beringer  
 Joshua A. Jessen  
 3161 Michelson Drive  
 Irvine, California 92612  
 (949) 451-3800  
 (949) 451-4220 (Facsimile)

By: /s/ Rebecca Lawlor Calkins  
 Rebecca Lawlor Calkins  
 Erin R. Ranahan  
 333 South Grand Avenue, 38th Floor  
 Los Angeles, CA 90071  
 (213) 615-1700 (Telephone)  
 (213) 615-1750 (Facsimile)

Attorneys for Plaintiffs/Counter-Defendants

Michael S. Elkin  
 Thomas P. Lane  
 200 Park Avenue  
 New York, New York 10166  
 (212) 294-6700  
 (212) 294-4700 (Facsimile)

Attorneys for Defendants/Counterclaimants

In accordance with Civil L.R. 5-4 and General Order No. 45(X)(B), I, Rebecca L. Calkins, attest under penalty of perjury under the laws of the United States of America that I have the concurrence of the other signatories to this document.

/s/ Rebecca L. Calkins  
 Rebecca L. Calkins

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**ORDER**

Pursuant to the Stipulation above, it is hereby ordered that:

1. The deadline for the Sony Plaintiffs, Cadestansa LLC, and Fantality Corp. to produce and/or serve all documents that they have previously agreed to produce in response to Defendants' Requests for Production, that relate to the claims or defenses of the Sony Plaintiffs, Cadestansa LLC and Fantality Corp. shall be extended from August 22, 2008, until and including October 27, 2008;

2. The deadline for Plaintiffs to produce and/or serve all documents that they have previously agreed to produce in response to Defendants' Requests for Production, that relate to the claims or defenses of any party regarding the merchandise claims in this action shall be extended from August 22, 2008, until and including October 27, 2008;

3. The deadline for Defendants to produce and/or serve all documents, things, letters, audio and audiovisual recordings and written discovery responses required by Judge Trumbull's November 2, 2007 Order, that relate to (a) Plaintiffs' merchandise claims and the Defendants' defenses thereto; (b) the claims asserted by the Sony Plaintiffs, Cadestansa LLC, Fantality Corp. and the Doors Parties and the Counterclaims asserted by Defendants regarding sound recordings related to the Sony Plaintiffs, Cadestansa LLC, Fantality Corp. and the Doors Parties and the parties' defenses thereto; and (c) Defendants' Counterclaims, to the extent not covered by categories (a) and (b) above and then solely as those Counterclaims relate to Counterclaims Defendants other than Grateful Dead Productions, Jimmy Page, Robert Plant, John Paul Jones, Warner Music Group Corp. and Rhino Entertainment, shall be extended from August 22, 2008, until and including October 27, 2008;

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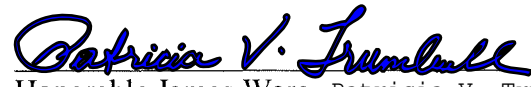
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1           4.       The deadline for the Settling Parties to serve any other currently outstanding  
2 discovery items for which a deadline is imposed by the Federal Rules of Civil Procedure (*e.g.*,  
3 changes to deposition transcripts) regarding the above claims shall be extended from August 22,  
4 2008, until and including October 27, 2008.

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6  
7 Dated: 8/27/08

  
Honorabl~~e James Ware~~ Patricia V. Trumbull  
U.S. ~~District~~ Judge  
Magistrate

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